



U.S. Patent Application No. 10/664,833
P24138.A08 (S 1010/US)

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Bruno BORSOI et al.)
) Group Art Unit 3728
Appln. No. : 10/664,833)
) Examiner Anthony D. Stashick
Docket No. : P24138)
) Confirmation No. 4888
Customer No. : 07055)
)
Filed : September 19, 2003.)
)
Title : BOOT FOR SPORTING ACTIVITIES)

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Issue Fee**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

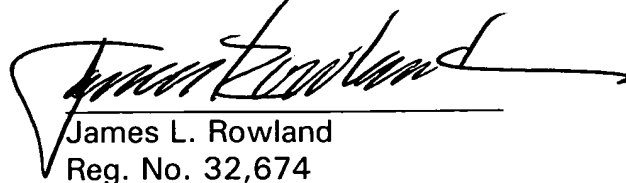
Sir:

This is in response to the Statement of Reasons for Allowance, set forth in an attachment to the Notice of Allowability (form PTOL-37), dated August 29, 2006.

Although Applicants do not here express disagreement with the Examiner in his indication of reasons for allowance, Applicants note that the allowed claims recite a plurality of features and the patentability of the allowed claims should be considered to be based upon the totality of the features recited therein, *i.e.*, the invention should be "considered as a whole," as defining over the prior art. See, *e.g.*, *Panduit Corp. v. Dennison Mfg. Co.*, 810 F.2d 1561, 1 USPQ2d 1593 (Fed. Cir. 1987).

For example, Applicants submit that the reasons for allowance do not preclude the existence of additional reasons that could be cited as supporting the patentability of the allowed claims, *i.e.*, independent claims as well as dependent claims.

Respectfully submitted,
Bruno BORSOI et al.


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